

93rd CONGRESS
2nd SESSION

S. 1227

IN THE HOUSE OF REPRESENTATIVES

MAY 6, 1974

Referred to the Committee on Interstate and Foreign Commerce

AN ACT

To amend section 415 of the Communications Act of 1934, as amended, to provide for a two-year period of limitations in proceedings against carriers for the recovery of overcharges or damages not based on overcharges.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 That subsections (a), (b), and (c) of section 415 of the
4 Communications Act of 1934, as amended (47 U.S.C. 415),
5 are amended to read as follows:

6 “(a) All actions at law by carriers for recovery of their
7 lawful charges, or any part thereof, shall be begun, within
8 two years from the time the cause of action accrues, and not
9 after.

1 “(b) All complaints against carriers for the recovery of
2 damages not based on overcharges shall be filed with the
3 Commission within two years from the time the cause of
4 action accrues, and not after, subject to subsection (d) of
5 this section.

6 “(c) For recovery of overcharges action at law shall be
7 begun or complaint filed with the Commission against car-
8 riers within two years from the time the cause of action
9 accrues, and not after, subject to subsection (d) of this
10 section, except that if claim for the overcharge has been
11 presented in writing to the carrier within the two-year
12 period of limitation said period shall be extended to include
13 two years from the time notice in writing is given by the
14 carrier to the claimant of disallowance of the claim, or
15 any part or parts thereof, specified in the notice.”

Passed the Senate May 2, 1974.

Attest:

FRANCIS R. VALEO,

Secretary.

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